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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Youngberg
Serial No.: 10/728,709
Filed: December 5, 2003
Title: WATER HEATER
SECURITY SYSTEM

Examiner: King, Anita M.

Art Unit: 3632

Received

JAN 16 2006

Myers Dawes Andras & Sherman

DECLARATION


1. I am the President of Little Firefighter Corporation ("Little Firefighter"), the applicant of the above-identified patent application.
2. At least as early as April 2004, Little Firefighter began selling preferred embodiments of the water heater security systems as claimed in the patent application, except for the water heater itself.
3. Attached as Exhibit 1 are copies of invoices showing Little Firefighter's sales of patent pending products at least as early as April 2004.
4. Attached are copies of a July 2004 issue (Vol. 84, No. 7) of a trade journal entitled *Reeves Journal*, including:
 - 1) the cover;
 - 2) Little Firefighter's ad (located between page 68 and 70); and
 - 3) an ad by Hubbard Enterprises for a QUICKBELT™ product covered by the claims in the instant application (the "Hubbard Ad").
5. The product shown in Little Firefighter's ad had already been sold and was available for sale as of the date of the release of the July 2004 issue of *Reeves Journal*.

6. As evidenced by the Hubbard Ad itself, the QUICKBELT product is indicated as having a "SOFT BELT." The Hubbard Ad also shows that the QUICKBELT product was not yet available as of the date of the issue of the journal, but would be made available in August 2004.

7. To the best of my knowledge, I did not see the QUICKBELT product by Hubbard enter the market until October 2004.

8. The undersigned, being hereby warned that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001, and that such willful false statements may jeopardize the validity of the application or any resulting registration, declares that the facts set forth in this declaration are true; all statements made of his own knowledge are true; and all statements made on information and belief are believed to be true.

Date: 1/13/06



Tod Minato
President
Little Firefighter Corporation

EXHIBIT 1

Little Firefighter Corp dba

Firefighter Gas Safety Product

204 South Center Street

Santa Ana, CA 92703

(714) 834-0410

(714) 834-0412

Invoice

Customer No.: TODD-L.V.

Invoice No.: 6855

Bill To: **TODD PIPE & SUPPLY**
PO BOX 806
ATTN: ACCOUNTS PAYABLE
HAWTHORNE, CA 90251

Ship To: **SHARP PLUMBING**
4842 BERG STREET
NORTH LAS VEGAS, NV 89031-2621

Date		Ship Via		Customer contact		Terms		
04/09/04		UPS				Net 30		
Purchase Order Number			Order Date		Sales Person		Our Order Number	
S2055279			04/01/04				6591	
Quantity			Item Number	Description	Serial Number	Unit Price	Amount	
Req	Shipped	B.O.						
144	144		WHR SR-80	Side tensioning restraint -				
144	144		WHR FR-80	Front tensioning restraint -				
144	144		WHR SR-80	Side tensioning restraint -				

Invoice subtotal

Invoice total

Received
JAN 16 2006
Myers Dawes Andras & Sherman

Thank You

EXHIBIT 2

INSIDE:
ISH NORTH AMERICA SEMINAR
& EVENTS BROCHURE

Reeves Journal

Visit our Web site www.ReevesJournal.com

Pipe Relining Methods

The Lowdown on
Leak Detection

Manufacturer
Spotlights

#BXNNPKK *****AUTO**SCH 5-DIGIT 92703
#973561038 9# VP 002 200 PLT9
TOD MINATO
LITTLE FIREFIGHTER
204 S CENTER ST
SANTA ANA CA 92703-4302



A **bnp** PUBLICATION SERVING THE WESTERN STATES FOR 84 YEARS

IT'S TIME FOR A SOFTER APPROACH

■ Water Heater Restraints come in two sizes, up to 80 Gallon & up to 120 Gallon

■ Available in three styles, side tension (SR), front tension (FR), and wrap-around (WR)

■ Soft woven, high-strength, fire resistant material will not rot or rust.

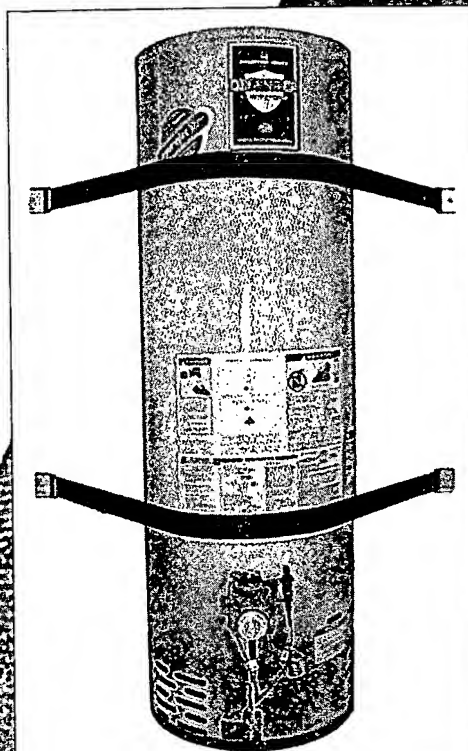
■ Pre-assembled, with self drilling lag bolts.

■ Complies with all codes.

■ Fast, easy installation.

■ No sharp edges.

■ Tested to ICBO AC-156

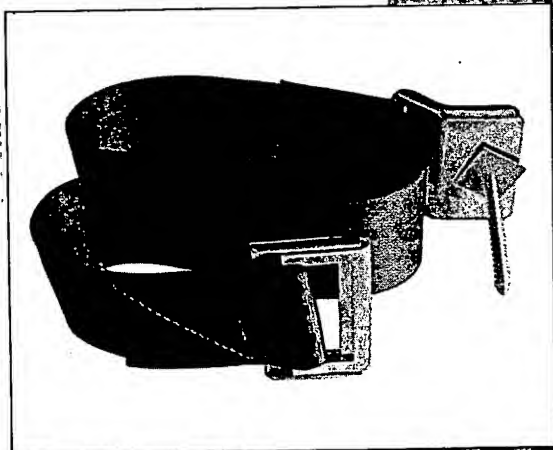


Side Tensioning, SR-80 Shown

There is always room for improvement.

Our new approved water heater restraints are made of soft woven material that's easier and safer to install. Restrain water heaters without fear of cut hands or awkward metal straps. Quick, easy installations mean time & cost savings. Compact packaging reduces needed shelf and truck space.

Don't let the softness and flexibility fool you. This material's strength is comparable to steel with a breaking strength of over 5,000 lbs! Our restraints were tested to a higher standard than any other restraint currently on the market (ICBO AC-156). Not only is this strap durable, it's also water proof fire resistant.



California State DSA
"Accepted Method" for water
heater earthquake bracing.
DSA # 001-04
PATENT-PENDING



Easy cinch front buckle used on FR-Series and WR-Series Models

No. 115 on Reader Action Card

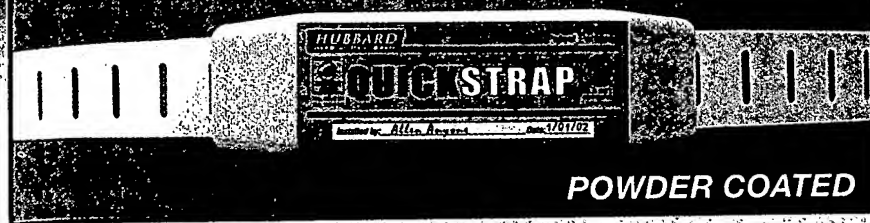

Firefighter
Gas Safety Products

204 S. Center St. Santa Ana, CA 92703 - www.LittleFirefighter.com
tel: (714) 834-0410 - fax: (714) 834-0412

HUBBARD

1000 ENTERPRISES

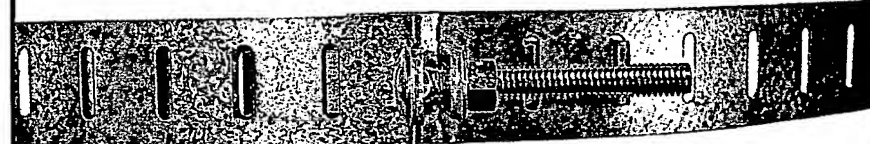
QUICKSTRAP® 50 DELUXE™



POWDER COATED

- White Powder Coated Galvanized Steel Brackets
- State of California Accepted and City of L.A. Approved
- Custom Labels Available Upon Request

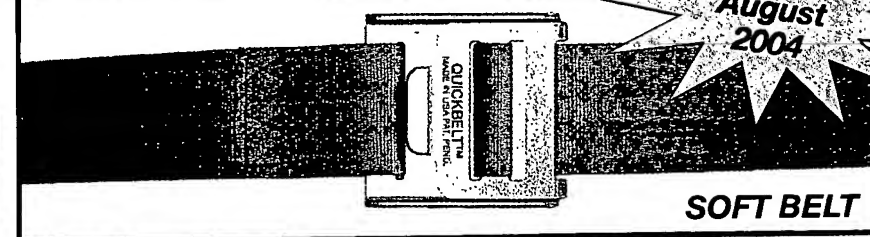
QUICKSTRAP®



GALVANIZED STEEL

- Millions of Galvanized Steel Quick Straps Installed
- Quick Link™ System Provides Maximum Security
- For Water Heaters up to 120 Gallons

QUICKBELT™



SOFT BELT

- A Soft Belt Style Water Heater Restraint
- Quick Lock™ System Secures Belt
- For Water Heaters up to 120 Gallons

No. 160 on Reader Action Card



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